



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

May 19, 2004

IN REPLY PLEASE

REFER TO FILE: PD-3

TO: Each Supervisor

FROM: James A. Noyes
Director of Public Works

A handwritten signature in dark ink, appearing to read "JAN", is written over the printed name and title of James A. Noyes.

BOARD AGENDA DATE: MAY 25, 2004
FLOOD CONTROL DISTRICT-BENEFIT ASSESSMENT
FISCAL YEAR 2004-05 RECOMMENDATIONS

Our report recommending that the Board continue the levying of a Flood Control Benefit Assessment for Fiscal Year 2004-05 at the same rate that is currently in effect, \$28.85 for a typical single-family residence in the Los Angeles area and \$5.95 for a typical single-family residence in the North County area, was adopted by the Board on April 13, 2004 (Agenda Item No. 49). The public hearing date on continuing the levy is set for May 25, 2004. Upon conclusion of the public hearing, my recommendation is to approve the levy for Fiscal Year 2004-05.

The Flood Control Benefit Assessment will provide over 53 percent of the funding available to Los Angeles County Flood Control District as a result of the State's proposed Fiscal Year 2004-05 property tax shift from Special Districts. Based upon the latest information, this shift results in an estimated loss of over \$17 million of property tax revenue for the District. The revenue generated by the Flood Control Benefit Assessment is used in conjunction with the reduced property tax revenues and other limited revenues available to the Flood Control District to maintain the flood control system in a safe and effective operating condition; respond to storm threats and flooding emergencies; regulate development in flood hazard areas; provide for the construction of a few needed storm drain projects, repair/rehabilitation of existing flood control facilities, implementation of watershed management projects, and installation of National Pollutant Discharge Elimination System (NPDES)/Total Maximum Daily Load (TMDL) required projects; and to remediate seismic deficiencies and rehabilitate inlet/outlet works at our dams. Revenue from the benefit assessment is also used to finance compliance with the Clean Water Act, which includes the NPDES Municipal Stormwater Permit, ten existing TMDLs, and four new limits for 2004.

Each Supervisor
May 19, 2004
Page 2

The new limits include a Malibu Creek Nutrient TMDLs, a Los Angeles River Metal TMDL, a Ballona Creek Metal TMDL, and a Los Angeles Harbor Bacteria TMDL.

We are considering cutting the following services for Fiscal Year 2004-05 in order to reduce expenditures to meet the reduced level of anticipated property tax revenues for that fiscal year:

- Construction contracts for new infrastructure improvements
- Design work for future infrastructure improvements
- Replacement of some equipment
- Planning work on some watershed management projects

If the actual reduction is greater than \$17 million, we will need to consider reducing our operation and maintenance of existing Flood Control facilities.

Because the proposed Flood Control Benefit Assessment for Fiscal Year 2004-05 does not increase the existing assessment rate or change the assessment formula, it is not subject to the requirements of Article XIII D of the California Constitution (Proposition 218), which provides an exemption for certain assessments, including those for flood control, that existed on November 6, 1996.

SM:yr

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cc: Chief Administrative Office
County Counsel
Executive Office



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

May 20, 2004

IN REPLY PLEASE

REFER TO FILE: PD-3

TO: Each Supervisor

FROM: James A. Noyes
Director of Public Works

BOARD AGENDA DATE: MAY 25, 2004
FLOOD CONTROL BENEFIT ASSESSMENT 2004-05 FISCAL YEAR
SUMMARY OF PUBLIC COMMENTS

On April 1, 2004, the Board of Supervisors received and filed the Flood Control District Benefit Assessment Report for Fiscal Year 2004-05, which proposes no increase in the assessment rates over last year's levels.

The required public hearing to receive public testimony and consider the proposed 2004-05 Flood Control Benefit Assessment is on your Board's May 25, 2004, meeting agenda. The public hearing notices were published and posted as dictated by government codes.

As of today, we have received no calls or letters expressing opposition.

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C041545

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cc: Chief Administrative Office
Executive Office



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

April 1, 2004

IN REPLY PLEASE
REFER TO FILE: PD-3

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**FLOOD CONTROL DISTRICT
ANNUAL BENEFIT ASSESSMENT-CONTINUATION
ALL SUPERVISORIAL DISTRICTS
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF
THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Receive and file this report, which proposes the levying of a Flood Control Benefit Assessment for Fiscal Year 2004-05 at the same rate that is currently in effect, \$28.85 in Zone 1, \$5.95 in Zone 2, and \$0.00 in Zones 3 and 4, which will provide approximately \$108,500,000 for flood control purposes.
2. Set a date for a public hearing on the continued levy of the Flood Control Benefit Assessment for Fiscal Year 2004-05.
3. Instruct the Executive Officer to advertise the Notice of Public Hearing, in both English and Spanish language newspapers, and cause to be posted at least three notices in public places within the Flood Control District.

**AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD ACTING
AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL
DISTRICT:**

Adopt the enclosed resolution imposing a benefit assessment on each parcel of land within the Flood Control District for Fiscal Year 2004-05.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This report presents for approval by the Board of Supervisors the continuation of the Flood Control Benefit Assessment to finance a portion of the flood control services to be performed in the Flood Control District during the Fiscal Year 2004-05.

Continuation of the benefit assessment is necessary to supplement other limited revenues to maintain the flood control system in a safe and effective operating condition, respond to storm threats and flooding emergencies, regulate development in flood hazard areas, provide for construction of a limited number of needed storm drains, and to remediate seismic deficiencies and rehabilitate inlet/outlet works at our dams. Revenue from the benefit assessment is also used to finance compliance with the Clean Water Act which includes the National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater Permit, ten existing Total Maximum Daily Loads (TMDLs), and four new limits for 2004. The new limits include a Malibu Creek Nutrient TMDL, a Los Angeles River Metal TMDL, a Ballona Creek Metal TMDL, and a Los Angeles Harbor Bacteria TMDL.

We continue to shift our resources from construction of storm drains to providing flood control from a watershed management perspective. This watershed management perspective would utilize such strategies as construction of multiuse flood control facilities, reduction of hardscape areas, increase in on-site detention, public education, and incorporation of other similar measures. This new perspective is more environmentally sensitive than traditional flood control approaches.

Implementation of Strategic Plan Goals

This action is consistent with the County's Strategic Plan Goal of Fiscal Responsibility as this benefit assessment provides the necessary funds to continue maintaining our flood control system in a safe and effective operating condition. It also satisfies the goal of Service Excellence since maintaining our flood control facilities provides flood protection to residents, which improves the quality of life in the County.

FISCAL IMPACT/FINANCING

It is essential that your Board continue the annual Flood Control Benefit Assessment. Not continuing the assessment would result in financial resources not being available to keep the flood protection system in a safe and effective condition. All flood control programs including correction of flooding problems, operation and maintenance, emergency response to flood damage, dam safety, and complying with the NPDES Municipal Stormwater Permit and TMDL requirements would be severely impacted.

Approval of this proposed Flood Control Benefit Assessment will allow the Flood Control District to continue to provide flood control services at an acceptable level for Fiscal Year 2004-05.

The increased costs to implement the new NPDES permit and new TMDL requirements cannot be met by continuing the benefit assessment at the same rate. We will offset these cost increases by continuing to improve efficiencies in other activities and reducing the amount of new construction projects. However, in future fiscal years, we expect increased regulatory requirements under the Clean Water Act, especially the TMDL requirements, to have a devastating effect on the Flood Control Budget. Over the next 8 years, nearly 60 additional TMDL requirements will be developed, and we will have to implement programs and projects to comply. We will not be able to both comply and provide flood control services at an acceptable level without additional revenue. Our current estimates indicate that we may have a shortfall of \$75 million in Fiscal Year 2004-05 to fulfill the NPDES and flood control needs. TMDL will increase this shortfall significantly. Consequently, we have begun to research and strategize various means of generating the needed revenue.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The levying of a benefit assessment is authorized by Chapter 6.4 (commencing with Section 54703), Division 2, Title 5, of the California Government Code. A benefit assessment was first levied by your Board for 1979-80. In the November 6, 1979, election, the electorate approved Proposition A, which allows the Flood Control District to continue to levy such assessment. Each subsequent year, your Board has approved continuation of the benefit assessment. As in previous years, this benefit assessment would be placed on the tax bill to be collected at the same time and in the same manner as property taxes.

Pursuant to Government Code Section 54715, the Board of Supervisors shall hold a hearing to hear and consider all public comments and testimony regarding the continuation of the benefit assessment. The Executive Officer will cause notice of the filing of this report and of a time, date, and place of a public hearing, thereon, to be published pursuant to Section 6066 and posted in at least three public places within the Flood Control District. The Director of Public Works, or his designee, will post the notices of the public hearing. At the conclusion of the public hearing, should your Board determine to levy the assessment, it may adopt or reduce any assessment and, thereafter, confirm the assessments.

As in all previous years, the proposed Fiscal Year 2004-05 assessment is based on the estimated stormwater runoff from each parcel. The Flood Control District is divided into four zones. Each of the four zones in the enclosed Table 2 (Benefit Assessment System Zone Table) are defined by map book; map book and page; or map book, page, and parcel number and shown on the enclosed Figure 1 (Zone Map).

Zones 3 and 4 consist of remote, nonurban lands that receive no flood control services from the Flood Control District and whose runoff leaves the Flood Control District without being handled by Flood Control District facilities. Therefore, the assessment for the basic unit parcel in these zones is \$0.00, which results in zero benefit assessment charges in Zones 3 and 4. Zone 2 is located in the northern portion of the Flood Control District and was established in recognition of its unique geographic and hydrologic characteristics. The assessment for the basic unit parcel in Zone 2 is \$5.95. Zone 1 comprises the remainder of the Flood Control District. The assessment for the basic unit parcel in Zone 1 is \$28.85. The Fiscal Year 2004-05 recommended rates for all zones are the same as the rates for Fiscal Years 1996-97 through 2003-04.

The runoff factors, identified in Table 1 (Runoff Factors), remain unchanged from the previous year. The runoff factors are based on the proportionate stormwater runoff from each parcel. The proportionate stormwater runoff is a function of the impervious area within each parcel. For example, the assessments for one-acre parcels in Zone 1 with use code designations of department store and vacant land are \$446.11 and \$8.61, respectively.

Property owners in Zone 1 can compute their assessment by finding the runoff factor assigned to the land use of their parcel in the enclosed Table 1 and by using the following formula:

$$\text{Assessment} = \$28.85 \times (\text{area of parcel in acres}) \times (\text{runoff factor for parcel}) \div 0.0637$$

In Zone 2, property owners can compute their assessment by finding the runoff factor assigned to the land use of their parcel in the enclosed Table 1 and by using the following formula:

$$\text{Assessment} = \$5.95 \times (\text{area of parcel in acres}) \times (\text{runoff factor for parcel}) \div 0.0637$$

In Zones 3 and 4, there will be zero assessments levied.

The assessment is being levied on all real property situated in the Flood Control District except for government property and zero runoff factor property. In addition to the information contained in this report, the official Assessor map books and records of the County of Los Angeles are hereby referenced and, by reference, are incorporated into this report as if they were fully set forth.

A resolution is required to levy the annual benefit assessment. Ordinance No. 93-0038FC, adopted May 4, 1993, amended Chapter 15 of the Los Angeles County Flood Control District Code to provide that the annual Flood Control District Benefit Assessment shall be levied by resolution adopted by the Board of Supervisors. The enclosed resolution, approved by County Counsel as to form, has been prepared for your consideration following the hearing.

ENVIRONMENTAL DOCUMENTATION

The California Environmental Quality Act does not apply to the establishment of this benefit assessment according to Section 21080 (b)(8) of the Public Resources Code.

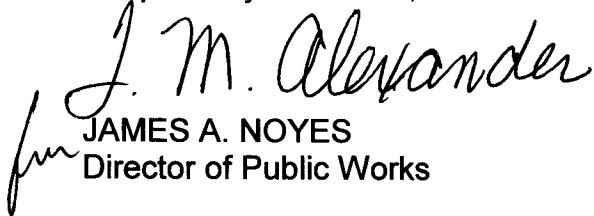
IMPACT ON CURRENT SERVICES (OR PROJECTS)

If the Flood Control Benefit Assessment is not continued for Fiscal Year 2004-05, the current level of flood control services will be reduced by over 40 percent, and we will not be able to finance the construction of any new storm drain regardless of how badly needed. Discontinuance of the Flood Control Benefit Assessment will also severely impact the maintenance of our existing flood control system, preservation of dam safety, our response to storm threats and flooding emergencies, compliance with the requirements of the NPDES Municipal Stormwater Permit and TMDL, and implementation of the Watershed Management Program.

CONCLUSION

Upon approval, please return one approved copy of this letter to us. Also, please forward one approved copy each to County Counsel and to the Auditor-Controller.

Respectfully submitted,


JAMES A. NOYES
Director of Public Works

SM:yr

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Enc. (6)

cc: Chief Administrative Office
County Counsel

FIGURE 1

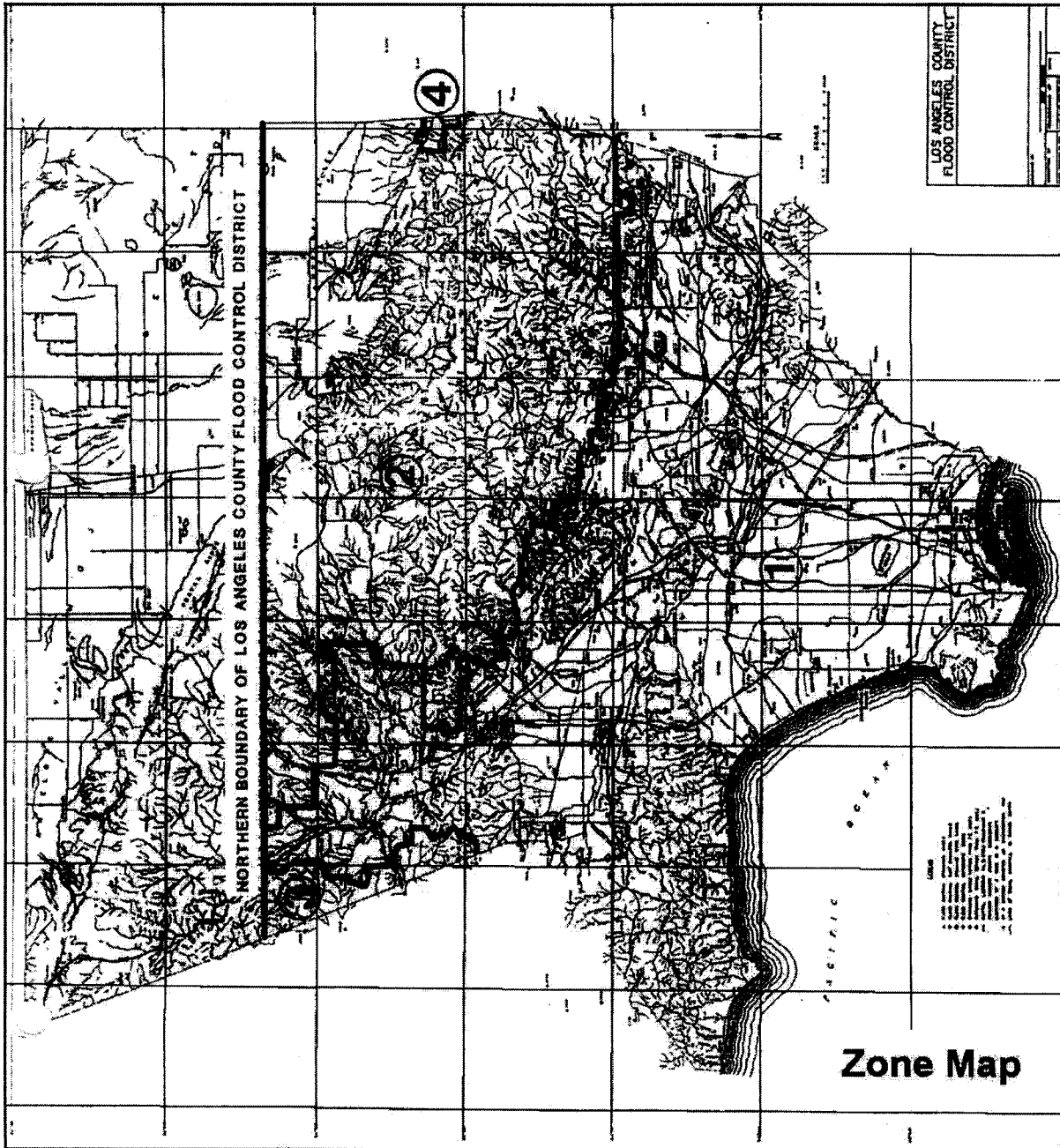


TABLE 1
RUNOFF FACTORS

	Use Code	Use Code Description	Area Limits	Zone	Runoff Factor
RESIDENTIAL	0100	Single	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085
	010C	Condominium	≤0.3257	1 & 2	0.8194
			>0.3257	1	0.0190
				2	0.0085
	010D	Planned Residential Development	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085
	010E	Condominium Conversion	≤0.3257	1 & 2	0.8194
			>0.3257	1	0.0190
				2	0.0085
	010F	Cooperative	≤0.3257	1 & 2	0.8194
			>0.3257	1	0.0190
				2	0.0085
	010H	Own-Your-Own	≤0.3257	1 & 2	0.8194
			>0.3257	1	0.0190
				2	0.0085
	010M	Modular Homes	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085
	0200	Double, Duplex Or Two-Unit	≤0.6514	1 & 2	0.4176
			>0.6514	1	0.0190
				2	0.0085
	0300	Three-Unit	≤0.9771	1 & 2	0.6815
			>0.9771	1	0.0190
				2	0.0085
	0400	Four-Unit	≤1.3028	1 & 2	0.8194
			>1.3028	1	0.0190
				2	0.0085
	0500	Five Or More Apartments Or Units		1 & 2	0.8553
	0700	Mobile Homes	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085
	0800	Rooming Houses		1 & 2	0.6815
	0900	Mobile Home Parks		1 & 2	0.8194

*Any area (in acres) in excess of specified amount uses the additional runoff factor for that area

Benefit Assessment for Fiscal Year 2004-05					
B/A	\$28.85	\$5.95	\$0.00	\$0.00	x (area in acres) x (runoff factor) ÷ 0.0637
	Zone 1	Zone 2	Zone 3	Zone 4	

TABLE 1
RUNOFF FACTORS

	Use Code	Use Code Description	Area Limits	Zone	Runoff Factor
COMMERCIAL	1000	Open		1 & 2	0.4733
	1100	Stores		1 & 2	0.9086
	1200	Store Combinations (With Office Or Residence)		1 & 2	0.9086
	1300	Department Stores		1 & 2	0.9850
	1400	Supermarkets		1 & 2	0.9762
	1500	Shopping Centers (Neighborhood, Community)		1 & 2	0.9578
	1600	Shopping Centers (Regional)		1 & 2	0.9461
	1704	Office Buildings		1 & 2	0.9086
	1800	Hotels And Motels		1 & 2	0.9578
	1900	Professional Buildings		1 & 2	0.9578
	2000	Open		1 & 2	0.4733
	2100	Restaurants And Cocktail Lounges		1 & 2	0.9461
	2200	Wholesale And Manufacturing Outlets		1 & 2	0.9086
	2300	Banks And Savings & Loans		1 & 2	0.9578
	2400	Service Shops		1 & 2	0.9461
	2500	Service Stations		1 & 2	0.9578
	2600	Auto, Recreation & Constr. Equip., Sales & Service		1 & 2	0.9461
	2700	Parking Lots (Commercial-Use Properties)		1 & 2	0.9461
	2800	Animal Kennels		1 & 2	0.9578
	2900	Nurseries Or Greenhouses	≤0.4136	1 & 2	0.4733
			>0.4136	1	0.0190
				2	0.0085
INDUSTRIAL	3000	Open		1 & 2	0.4733
	3100	Light Manufacturing		1 & 2	0.9086
	3200	Heavy Manufacturing		1 & 2	0.9086
	3300	Warehousing, Distribution, Storage		1 & 2	0.9086
	3400	Food Processing Plants		1 & 2	0.9578
	3500	Motion Picture, Radio And Television Industries		1 & 2	0.8194
	3600	Lumber Yards		1 & 2	0.9578
	3700	Mineral Processing		1 & 2	0.4733
	3800	Parking Lots (Industrial-Use Properties)		1 & 2	0.9086
	3900	Open Storage		1 & 2	0.6551

*Any area (in acres) in excess of specified amount uses the additional runoff factor for that area

VACANT		Urban	1	0.0190
			2	0.0085
		Rural	1	0
			2	0

TABLE 1
RUNOFF FACTORS

	Use Code	Use Code Description	Zone	Runoff Factor
FARM	4000	Irrigated (Open)	1	0.0190
			2	0.0085
	4100	Irrigated (Fruits And Nuts)	1	0.0190
			2	0.0085
	4200	Irrigated (Vineyards)	1	0.0190
			2	0.0085
	4300	Irrigated (Vines And Bush Crops)	1	0.0190
			2	0.0085
	4400	Irrigated (Truck Crops)	1	0.0190
			2	0.0085
	4500	Irrigated (Field Crops)	1	0.0190
			2	0.0085
	4600	Irrigated (Pasture)	1	0.0190
			2	0.0085
	4700	Irrigated (Dairies)	1	0.0190
			2	0.0085
	4800	Irrigated (Poultry)	1	0.0190
			2	0.0085
	4900	Irrigated (Feed Lots)	1	0.0190
			2	0.0085
	5000	Dry (Open)	1	0.0190
			2	0.0085
	5100	Dry (Fruits & Nuts)	1	0.0190
			2	0.0085
	5200	Dry (Vineyards)	1	0.0190
			2	0.0085
	5300	Dry (Field Crops)	1	0.0190
			2	0.0085
	5400	Dry (Pasture)	1	0.0190
			2	0.0085
	5500	Dry (Timber-Pine)	1	0.0190
			2	0.0085
	5600	Dry (Timber-Fir)	1	0.0190
			2	0.0085
	5700	Dry (Timber-Redwood)	1	0.0190
			2	0.0085
	5800	Dry (Desert Land)	1	0.0190
			2	0.0085
	5900	Dry (Waste Land)	1	0.0190
			2	0.0085

TABLE 1

RUNOFF FACTORS

	Use Code	Use Code Description	Area Limits	Zone	Runoff Factor
RECREATIONAL	6000	Open		1	0.0190
				2	0.0085
	6100	Theaters		1 & 2	0.9086
	6200	Open		1	0.0190
				2	0.0085
	6300	Bowling Alleys		1 & 2	0.9850
	6400	Clubs, Lodge Halls, Fraternal Organizations		1 & 2	0.9086
	6500	Athletic And Amusement Facilities		1 & 2	0.6551
	6600	Golf Courses		1 & 2	0.0289
	6700	Race Tracks		1 & 2	0.6551
	6800	Camps		1	0.0190
INSTITUTIONAL				2	0.0085
	6900	Skating Rinks		1 & 2	0.4733
	7000	Open		1 & 2	0.4733
	7100	Churches		1 & 2	0.8194
	7200	Schools		1 & 2	0.8194
	7300	Colleges, Universities		1 & 2	0.4733
	7400	Hospitals		1 & 2	0.7435
	7500	Homes For Aged And Others		1 & 2	0.6815
	7600	Open		1 & 2	0.4733
	7700	Cemeteries, Mausoleums, Mortuaries		1 & 2	0
	7800	Open		1 & 2	0.4733
MISCELLANEOUS	7900	Open		1 & 2	0.4733
	8000	Open		1	0.0190
				2	0.0085
	8100	Utilities		1 & 2	0.4733
	8200	Mining		1	0.0190
				2	0.0085
	8300	Petroleum And Gas		1 & 2	0.1279
	8400	Pipelines, Canals		1 & 2	0
	8500	Rights Of Way		1	0.0190
				2	0.0085
	8600	Water Rights		1 & 2	0
	8700	Rivers, Lakes And Quarries		1 & 2	0
	8800	Government Owned Properties		1 & 2	0
	8900	Dump Sites		1	0.0190
				2	0.0085
	9200	Horse Stables		1 & 2	0.0315
	9300	Unclassified		1 & 2	0
	9800	Non-Numeric Use Codes	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085
	9900	Zero-Zero Use Codes	≤0.3257	1 & 2	0.4176
			>0.3257	1	0.0190
				2	0.0085

*Any area (in acres) in excess of specified amount uses the additional runoff factor for that area

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**NOTICE OF PUBLIC HEARING
CONCERNING CONTINUATION OF BENEFIT ASSESSMENT FOR
FLOOD CONTROL PURPOSES BY THE
BOARD OF SUPERVISORS
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT**

Notice is hereby given that a public hearing will be held before the Board of Supervisors in Room 381, Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California, at 1:30 p.m., on Tuesday, _____, 2004, pursuant to the provisions of Sections 54715 et. seq. and 6066 of the Government Code, for the purpose of considering the continuation of the existing benefit assessment for flood control purposes for Fiscal Year 2004-05.

The County of Los Angeles Department of Public Works has recommended to the Board of Supervisors that the benefit assessment rates for Fiscal Year 2004-05 remain the same as this year's (2003-04) rate.

The benefit assessment will be levied on each parcel of real property within the Los Angeles County Flood Control District to cover the cost, not otherwise offset by other available revenue, of providing flood control services to the property. The benefit assessment will be determined on the basis of the proportionate stormwater runoff from each parcel.

For further information, please contact Mr. Steven Milewski at (626) 458-3945 or smilewski@ladpw.org. By order of the Board of Supervisors, County of Los Angeles, State of California, on _____, 2004.

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of
the County of Los Angeles

**AVISO DE AUDIENCIA PUBLICA
CONSEJO DE SUPERVISORES CONDADO DE LOS ANGELES
DISTRITO PARA EL CONTROL DE INUNDACIONES
CONTINUACION DEL ASESORAMIENTO PARA LOS BENEFICIOS
DEL CONTROL DE INUNDACIONES**

Se anuncia una audiencia pública ante el Consejo de Supervisores del Condado de Los Angeles en el Salón de Administración Kenneth Hahn, Apartado Número 381B, 500 West Temple Street, Los Angeles, California, a las 1:30 p.m., el Martes _____ del Año 2004, conforme a las estipulaciones de las Secciones 54715 et. seq. y 6066 del Código Gubernamental con el propósito de considerar la continuación del asesoramiento para los beneficios del control de inundaciones para el Año Fiscal 2004-05.

El Departamento de Obras Públicas de Condado de Los Angeles ha recomendado al Consejo de Supervisores que las tarifas de asesoramiento para los beneficios del control de inundaciones permanezcan igual que las tarifas del corriente año (2003-04).

El asesoramiento para los beneficios del control de inundaciones serán recaudados por cada parcela inmobiliaria localizada dentro del Distrito para el Control de Inundaciones del Condado de Los Angeles. Estos fondos son utilizados para proveer servicios de control de inundaciones a la propiedad. El asesoramiento para los beneficios del control de inundaciones será determinado proporcionalmente con la cantidad de aguas pluviales que fluyan desde cada parcela. Este asesoramiento cubre costos que no son compensados por otros ingresos públicos.

Para más información, por favor comuníquese con el Señor Art Correa al (626) 458-3971 o arcorrea@ladpw.org. Por orden del Consejo de Supervisores, Condado de Los Angeles, Estado de California, _____ del Año 2004.

VIOLET VARONA-LUKENS
Oficial Ejecutivo del Consejo de Supervisores
Condado de Los Angeles

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
CONFIRMING AND LEVYING A FLOOD CONTROL
BENEFIT ASSESSMENT FOR FISCAL YEAR 2004-05**

The Benefit Assessment Act of 1982 (Government Code §54703 et seq.) authorizes local agencies such as the Los Angeles County Flood Control District to impose benefit assessments to finance both the maintenance and operation costs of flood control services and facilities and the costs of installation and improvement of such facilities.

The District levied its first flood control benefit assessment for Fiscal Year 1979-80. In the special election of November 6, 1979, the voters of the District approved Proposition A, thereby allowing the District to continue to levy annual benefit assessments. Such voter approval was required by §60406 of the Government Code within one year after the levy of the initial benefit assessment.

The District has levied a benefit assessment annually since Fiscal Year 1979-80.

The amount of money available from ad valorem taxes is inadequate to operate the existing flood protection system, to respond to emergencies, to perform maintenance and repairs, to install and improve facilities, to conserve water, and to mitigate flood and debris problems attributable to land developments. It is, therefore, necessary to impose a benefit assessment on the properties within the District.

The Board has received and reviewed the written report of the Chief Engineer of the District regarding the proposed benefit assessments and has heard and considered all public testimony and comments relating thereto.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the Los Angeles County Flood Control District hereby confirms and levies an annual benefit assessment on each parcel of real property in the District for the services and facilities furnished by the District for the fiscal year beginning July 1, 2004, as set forth herein.

Section 1. For purposes of this resolution, the following definitions shall apply:

- A. "Board" means the Board of Supervisors of the Los Angeles County Flood Control District.
- B. "Chief Engineer" means the Chief Engineer of the Los Angeles County Flood Control District.
- C. "District" means the Los Angeles County Flood Control District.
- D. "Parcel of real property" means a parcel of real property as shown on the local secured tax rolls of the County of Los Angeles.

Section 2. Since the District's services are necessitated by stormwater runoff, the Board of Supervisors finds that the most equitable basis upon which to levy the assessment is in proportion to the stormwater runoff attributable to the area and land use of each parcel of real property within the District as shown on the tax rolls.

Section 3. The assessment for each parcel in Zone 1 of the District shall be derived by applying the following formula:

$$\text{Assessment} = \$28.85 \times (\text{area of parcel in acres}) \times (\text{runoff factor for parcel}) \div 0.0637$$

The parcel runoff factor shall be determined according to Table 1 as set forth in Section 10. This charge shall be in addition to any ad valorem taxes levied by the District on such property.

Section 4. The assessment for each parcel in Zone 2 of the District shall be derived by applying the following formula:

$$\text{Assessment} = \$5.95 \times (\text{area of parcel in acres}) \times (\text{runoff factor for parcel}) \div 0.0637$$

The parcel runoff factor shall be determined according to Table 1 as set forth in Section 10. This charge shall be in addition to any ad valorem taxes levied by the District on such property.

Section 5. In Zones 3 and 4 there will be zero assessments levied.

Section 6. The zone designation of each parcel shall be determined according to Table 2 as set forth in Section 10.

Section 7. The assessment shall be collected for the 2004-05 Fiscal Year on the tax roll at the same time and in the same manner as the general taxes of the County of Los Angeles.

Section 8. The assessment formulas and parcel runoff factors provided herein for parcels in Zones 1 and 2 remain the same as those imposed in Fiscal Year 2003-04.

Section 9. If any portion of the levy, collection, or expenditure of the benefit assessment provided for herein is declared invalid or unconstitutional, the remaining levy, collection, or expenditure of the benefit assessment shall not be affected but shall remain in full force and effect.

Section 10. Tables 1 and 2, Runoff Factors and Benefit Assessment Zones, are attached hereto and by this reference made a part hereof.

The foregoing resolution was on the _____ day of _____, 2004, adopted by the Board of Supervisors of the Los Angeles County Flood Control District.

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By 
Deputy